P. F. 49693

G. R. S. IX-5]

*Previous references.* 1892-93

192 .

( L-R

File No. 1638/92

Serial Nos. 1—8

*Later references.*

# GENERAL AND REVENUE SECRETARIAT.

*Serial Nos* 1—6 (3)

Major **Part B for** June 1894

SUBJECT.

Complaint of Puttama of Kasaba Yedatore regarding the cancellation of grant to certain lands to him

WD 2288—GPB—20,000—14.6.20

Cancelled
MMR
Indexed
BEF

(General Serial No. 32.)

**1893.**

No. 2056

Name of Petitioner. Vedanta Aswathayya Mokhtyar for Puttanna.

Village. Yadalore (2)

Taluk. Do

District. Mysore

Date of Arzi. 7/2/93

Date of Receipt. 9/2/93

Date of Disposal.

No. of Enclosures. 3.

Forwarded to the Chief Secretary

M
10/2/93

Council Case

Refer to the Dy. Commissioner (Mysore)

Cliff
10/2

L.R. 163-921

(1) Stamp sufficient

(2) Amildar's report produced
It is dated 13.9.92
It is stated to have been received on 16.9.92

Date of the appeal petn 7-2-93
Appeal time over on 16th Dec. 92.

Inform Petnr that his appeal is rejected as it was not preferred within the time allowed by law

BO
11/2

Draft be submitted to the Council

ABSTRACT.

Since 3½ acres of Petitioner's wet lands below the Ramasamudra Channel receive no water, he addressed a petition to the D.C. saying that if the Kolli dam on his lands be given to him for Kandayam, he would construct a dam across the Kolli at his own cost and make use of the waste waters flowing in the Kolli for irrigating his lands and cut a channel in his own land for the passage of the waters. A sagavali Chitti was granted to him and he commenced the dam work. Subsequently the Amildar cancelled the ~~Kadavas~~ sagavali Chitti.

Mysore Govt. Central Press Bangalore—7-9-92,—1000.

He prays that either the Chit may be granted to him again, or he may be compensated for his loss.

SV 10/2

Submitted further –

The Tindivanam Sub: referred to above intimates to the Petr: the order passed by the Dy Coll: of 20th August 1892, No: 271/187 on the complaint of Jakkappa Gowdiar (Counter-Petitioner). So, the appeal to this Office is virtually against the Dy Coll's order. The note made above (No 2) was not explicit enough. The Sub: (draft) as originally prepared is resubmitted for approval.

SV 13/2/93. Submitted to the Council

Please sign the Sub: from the Dy Coll

SV 16/2/93.

Translation submitted 28/2

Passed [illegible]

28/2 [illegible]

MYSORE DEWAN'S OFFICE
PETITION DEPARTMENT
REG'D. NO. 20560
DATE 9-2-93

Pet
1109

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Petition No. 2056

dated 7 — 2 — 93 received at the

Dewan's Office from Vedanta Avadhanyya, Mokhtyar for Puttamma & Sedalon

~~praying for~~ complaining of the cancellation of the Sagevali cheri granted to them for a certain land near Kaffadihanta under the Kunnamvalli

forwarded, together with its three (3)

enclosures, to the Deputy Commr. Mysore Dr. for a brief report with proceedings.

2 The petition should be returned

By Order,

Draft C

RCW (Commr order) for Chief Secretary. 3/2/93

BANGALORE, 28 }
3 Feby 1893 }

4

L.R 163-92-2

M. G. C. P. Bangalore.—21-11-92—3,000.

(Draft)

No.

5

MYSORE DEWAN'S OFFICE,
PETITION DEPARTMENT,
February 1893

(41)

Endorsement granted to Vedanti Aswattha agent of Puttanna, of Yedatore Kusba Mysore Dist.

in reply to his Petition Registered No. 2056 dated 7-2-93

---

Petitioner is informed that his appeal is ~~rejected as~~ against an order passed by the Amildar, as ~~it was not preferred~~ within the time allowed by Law.

2 The enclosures are returned.

L.R. 63-92-3

AM

11/2

"By Order"

Chief Secretary.

(draft)

MCM

Mysore Govt. Central Press, Bangalore.—9-2-93—2000.

126

(General Serial No. 30.)

1894. 12587

From P. 555

The Deputy Commissioner
Mysore District.

To

The Chief Secretary to the Dewan
of Mysore.

Dated 13th February 1894

Despatched

Received

Enclosures No. Petition No 2056 with its 3 enclosures and Canarese recon.

General No.

No. 917

Submitting report on the petition from Vedanta Acreathiya, Mokhtyar for Puttanna of Yedatoré.

Submitted for orders -

16/5

L.R. No 3 92-A

You see no reason to interfere with the orders passed by the Dy Com.r

13/6/94

No. 907.
Enc: Petition No. 2056 with its 3 enclosures + records -

DEPUTY COMMISSIONER'S OFFICE,
MYSORE DISTRICT,

Dated Mysore 13th February 1894.

From

A. Rangasami Iyengar Esqr. B.A. B.L.

Deputy Commissioner,
Mysore District.

To

The Chief Secretary to the Dewan of Mysore,

SIR,

With reference to your official memo No. 1109 dated 3rd March 1893, and subsequent communications calling for a report on the petition of Vedantha Ashwathiya Mukthyar for Maravathoor Poottamma of Nedatore, I have the honor to submit herewith the vernacular Proceedings as per Pharist received from the Nedatore Amildar together with an English precis thereof prepared in this Office, from which it will be seen that the Sagavali which it will be seen that the Sagavali which it will be seen that the Sagavali

...is laid in Office.

The original enclosures are resubmitted.

I have the honor to be,
Sir,
Your most Obdt. Servant.

Kvāl Sir
for Deputy Commissioner
Mysore District

Compd.
Ulu.

Précis of papers relating to the complaint of Vendanta Aswathayya mokhtiyar of Mavathoor Puttanna, against the Cancellation of the Sagu: vali Chit granted to him for a certain land near Kapadi Hanta, under the Ramasamudra Kolas.

Petition dy: 22-8-89.

One Mavatoor Puttanna petitioned the Amildar of Yedatore praying that the Kolli (Kharab) land situated to the South of Survey No. 292 in his Khate might be assessed and given out to him for cultivation, and that he would Construct an Ane or aqueduct for the free passage of the water of the Kolley through his Khate

Waste lands, and that he would fill up the present Kolley at his own expence, and thus make the water useful for cultivating his patta land No 292, as the water is now going to waste.

This was forwarded to the Sheikdar for report whether there was any objection to giving it out for cultivation on assessment. No 488 dated 22-8-89.

The Sheikdar reported that what the petitioner stated was true, and that there was no objection to the Kolley being given out to him duly assessed for cultivation. No. 400 dy: 5-9-89.

Order was issued to report No. 456 dated 15-9-89.

report the extent of the Kolley, or darakhasti land, as well as the amount that might be required for construct= ing an Ane

No 941 dated 9-2-90 - The Sheikdar reported that the land in question measured one acre and 30 Guntas, that the petitioner meant to construct an Ane on the western side for irrigating the lands, and another on the river side to prevent overflowing of water in flood time, and the cost of these and of levelling the lands it would amount to Rs 100 or 150.

No 996 dt. 22-2-90 to 3 do
Genl Asstt Commissioner

The Amildar in Enclosing the depositions taken from

the

the petitioner Iravaloor Puttanna in which he had stated that he would leave a space of three or four Guntas of land for the waste water to pass freely on, and that he would cultivate the rest of the land, viz 1 acre 26 Guntas paying the assessment fixed by the Survey Department whether the land in question received a proper supply of water or not. Also forwarded a statement recommending that the land applied for by the petitioner might be assessed and given out to him for cultivation.

The Amildar was ordered to inspect the land in person and then recommend whether

No. 467 dated 1-4-90.

the

13

the land might be given out for cultivation.

No. 287 dated 4-6-90.

In reply the Amildar stated that he personally inspected the land and thought that the land might be given out to Puttanna for cultivation as he had agreed to fill up the Kolley and to excavate a new nickel in his patta land to enable the waste water to escape. The Amildar also stated that one Chandigal Sidda Gowda had also petitioned the Taluk praying that the land in question which lay close to his patta lands might be granted to him. To this Puttanna objected

objected and gave a Kypat saying that his patta lands were lying baujar for the last two years, and it was to enable him to irrigate them that he wanted the Kolley &c.

Thereupon the records were forwarded to the Survey Superintendent with a request to fix the water rate on the land in question. — Rs 256 dated 17-6-90.

In reply the Survey Superintendent stated that Rs 6-8-0 per acre might be levied, and if the person who wished to have the land, agree to this rate, the land might be measured and given out for cultivation. — Rs 2123 dated 21-6-90.

Orders were accordingly issued to the Amildar who in reply reported that the measurer requires the "Tippani books of the Survey Nos 31-311-312-313-314-345-291 and 292 to enable him — Rs 136 dated 26-6-1890 from 2° Asst Commr and Amildar's No 75 of 10-11-90.

line to take correct measurements of the lands, and some differences were observed in the boundaries mentioned, when compared with the actual state of the lands.

The Tippani books were accordingly obtained from the Survey Superintendent and forwarded to the Amildar for needful action being taken

Ds 563 dy 16.11.90.

Rs 403 dated 14-12-90

The Amildar submitted the measurement lists together with the Kyfiat taken from Ramalaver Puttanna agreeing to pay the water rate viz Rs. 8-8-0 per acre as fixed by Survey Superintendent, and requested orders regarding the grant of the land to Ramalaver Puttanna.

e No 164 dated 10-8-91

The

Survey Superintendent was accordingly requested to revise the aMarkeund and the same was on receipt, forwarded to the Amildar. No 184 dated 17-8-91

Meanwhile Sidda Linga Gowda again petitioned the Taluk, and requested that the Kolley land in question might be given to himself as per his former Dharkhast, and not to Ramalōor Puttanna, for if it be given out to him he will divert the course of the Kolley water so as to overflow his (Sidda Linga Gowdas) lands & thereby render it useless. Dated 8-12-90

A second application was received in the District Office on the same date from the said Sidda 8.12.90.

Siddalinga Gowda and the same was forwarded to the 2nd Land Assts Commissioner on 12th January 1891 for disposal at Jamakhandi. Prior to this, viz on 30-10-90, an endorsement had been given to Siddalinga Gowda by the Amildar stating that the land had been already given out to Maralōor Puttanna.

By: 5-1-1891

One Jakappa also put in an application stating that the Kolley was lying close to his patta lands and that it belonged to his uncle. He had spent a deal on that account and that therefore the land might be given to him, and not to any body else. The Amildar filed the petition with the Correspondence.

The Asstt Commissioner — dated 17-1-91

by an order on Sidda Linga Gowda's petition asked the Amildar to report what steps had been taken in the matter, as the Jamabandi was then over.

The Amildar stated in reply that he had already — dy. 221 dy 23-10-91

made a detailed report in his Rs 164 dated 10-8-91 and had nothing more to say, and requested that the Tippani books which were submitted along with his Rs 164 might be returned to him for references.

In reply, the 2nd Asstt Commissioner stated — dy. 162 dated 26-10-91

that

that the whole of the Cor=
respondence received
with his No. 164 had been
sent to the Survey Super=
intendent, and that he might
if necessary, obtain them
direct.

No 733 of 13-11-91

On the request of the
Amildar, the Survey Su=
perintendent returned
the books through the
Deputy Commissioner, and
the same were sent to
the Amildar.

Sp 6 of 6-4-92

On receipt of the Tip=
pani books, the Amil=
dar issued an order to
the Shekdar to measure
the land applied for in
the presence of Mava=
thoor Puttanna and to
submit a list, stating that
on receipt of his report

Sagavale

Sagavale Chit would be sent for delivery. The Shekdar did so and the Amildar in accordance with his previous order sent the Sagavale Chit for delivery to Manadoor Puttanna, and the same was delivered by the Shekdar and a report submitted to that effect.

No 67 dated 17.4.92

No 116 dated 30.5.92

No 111 dated 31-5-92

Again Jakappa put in a 2d Application to the District Office stating as before, and was informed that the Kolley was public property, that he was fined for cultivating it and that he could have no right to it.

Dated 17-8-92

Siddia Lingiah who also petitioned the District Office was likewise informed that he had no claim to it.

Dated 16-8-92

Jakappa put in his 3d and last application to the Extra Asstt Commissioner Srinivasangar, praying that

Dated 20-6-92

that he might be favored with the land (Kolley) for cultivation, stating that there was no reason why Mavaloor Puttanna should get it, while he was the 1st Darkhastdar.

No 42 dated 20-6-92.

This was forwarded to the Amildar for report of the steps taken in the matter and for the issue of an endorsement to the petitioner.

No 27 dated 5-7-92.

In reply the Amildar stated that the Kolley adjoined the lands of Jakappa and Mavaloor Puttanna and that he had already made a report that it would be better if the Kolley were given to M. Puttanna, as he had agreed to take it up, making a separate way for the Kolley water to pass in

his

his own land and that the proposal was approved in the District Office order No 362 and that an endorsement was accordingly given to the petitioner Jokappa.

An order was issued from the District Office to the Amildar, asking him to report where order No 362 was and to state when and by whom the said order was given. No 180 dated 13-7-92

The Amildar in reply submitted for perusal the records on the subject. No 57 dated 16-7-92

An order was now issued stating that the order No 362 dated 18-12-91 did not direct any thing about the land in question, but only purported to forward the Akarband and that therefore the land should be shown to the Deputy Commissioner No 196 dt: 21-7-92

Commissioner on his next visit to the Taluk when final orders would be passed.

The Amildar submitted the papers accordingly on 17-8-92 and the Deputy Commissioner after personal inspection of the land passed an order to the following effect.

No 291 dated 20. 8-92

Petitions received from Jakappa and Siddaya Gingiah in this Connection are enclosed and their statements heard.

On perusing the Nakasi (map) it has been found that the Kolley is not cultivable land but only a hollow passage for waste water to run to the river, and as such has been separated and marked as Kharab in it, and that it does not belong to any body's land.

Moreover

Moreover as the Kolley is only a passage for the surplus water from fields &c above running down to the river it would be causing only inconvenience to give it out for cultivation and that it is best to allow it to remain as waste though assessed.

If the Amildar should still think that it may be given out for cultivation, it must be done so only after a sale of it by Public Auction and not otherwise. Puttanna may however be allowed to construct an Ane across this Kolley in order to irrigate his other lands: without prejudicing the water supply to other ryots; on the distinct understanding that he does so at his own risk

An endorsement was given No 180 dated 13.9.92.

given to Puttanna by the Amildar in accordance with the above order cancelling the Sagunali Chit originally granted.

The present appeal is against the above order.—

Kudligi

for Deputy Commissioner

Compd.
Ulsr.

Petition No 205 of 1892-93.

Petitioner
Puttanna
of Yedatore
Mysore District.

R. R. 163-92-5

Order.

In August 1889, the Petitioner applied for a Kharab land (about 1½ acres) situated by the side of his field No 292, with the view of turning the waste water of paddy fields flowing through it to the river, to irrigate his field. On the recommendation of the Amildar, the land was assessed and the Akarband rectified, whereupon the Amildar issued a Sagvadi Chit to Petitioner on 31st May 1892. The holders of other lands in the neighbourhood having complained against this, the Deputy Commissioner instituted an enquiry and finding that the grant of the

2

land to Petitioner would inconvenience the neighbours cancelled the Amildar's order and directed that the land should be allowed to stand as Kharab. He informed the Amildar that if the land is to be given to any one at all it must be sold in a public auction. The appeal is against this order.

The order issued by the Deputy Commissioner is equitable and Government see no reason to interfere with it. They observe that the Deputy Commissioner while refusing to grant the land to Petitioner permitted him to construct an Ané across the stream in the waste land and use the water without prejudicing the rights of the other ryots.

No hearing appears to be necessary in the case
ll
17/6/94

By order
ll 25/6/94
for Chief Secretary

ll
17/6/94

Re-draft
No 230-12
P.J. 149-93 & 25-6-94
Copy to the Dy Comm^r Dharwar &c &c
with the records received with his
No 907 dated 13th February 1894.

Print in abstract &c &c
28/9/94 ll
for Chief Secretary (compd)

5 b v 8
2056 — 25 June/94
m 2000 30 2 9 - 0
30-6-94

7

N.R. 163-92-b

Endorsement granted to Puttanna (by his Mokhtyar Vedanta Aswathaiya) of Kasaba Yadatore, appealing against the ~~order of the Deputy Commissioner of Mysore~~ cancellation of ~~regarding~~ the grant to ~~Petitioner~~ him of a certain waste land adjoining his land S.No 292 below the Ramasamudra channel.

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Petitioner is informed that Government see no reason to interfere with the orders issued by the Deputy Commissioner.

2. The enclosures are returned.

By order

25/6/94

Draft Council order
Chief Secretary

S.V.

cl
15/6/94